

This summary describes the air permit requirements that may affect small businesses in Wisconsin. Because these regulations can be complex, companies are advised to contact the Department of Natural Resources (DNR), the Small Business Clean Air Assistance Program (SBCAAP) or an outside consultant to determine whether they are in compliance. You can get helpful materials on a variety of permit or compliance related topics and free, confidential assistance by contacting the SBCAAP or go to the web at [www.wienvirohelp.com](http://www.wienvirohelp.com).

### ***Air Pollution Construction Permit***

#### **Who is affected?**

A business wishing to move to Wisconsin or a business in Wisconsin that wants to expand may be required to obtain an air pollution control construction permit. A construction permit is required prior to beginning any construction or modification of processes or activities that will generate air pollution. Examples include emissions from equipment powered by coal, wood and other fuels, or from processes that use inks, coatings or solvents. Some operations may be exempt from the requirement to obtain a permit. **Refer to the fact sheet on Construction Permit Basics for details on exemptions.**

An indirect source construction permit is required if a facility will have a parking lot for more than 1,000 cars or will add more than 500 spaces to an existing lot.

#### **What are the fees?**

The fee for an air pollution construction permit is dependent on the complexity of the permit review. A complete listing of the various charges associated with a construction permit review can be found in chapter NR 410, Wisconsin Administrative Code. An application fee of \$1350 must be submitted with the permit application. If a

permit is required the application fee will be deducted from the final permit review bill. If no permit is required after review of the application, the application fee is returned.

The cost for a construction permit will vary depending on the facility and the type of permit required. The table used to calculate the application fee is available from your regional DNR office.

Some of the possible review costs may include:

- ❖ \$2300 minor source review base fee;
- ❖ \$2300 for stack test (may not be required);
- ❖ \$400 additional dollars will be charged for each emission source, when two or more are reviewed;
- ❖ \$700 fee for an air quality analysis;
- ❖ \$2650 fee for expedited review (This fee speeds up the process but is not required to get your permit).

#### **When will I receive my permit?**

After the application is complete, the DNR will prepare a preliminary decision document stating whether the permit application will be approved or denied. The document must be completed, from the date the DNR considers the application complete, within 90 days for minor sources and 120 days for

major sources. A 30-day public participation period is required following the preliminary decision and a public hearing may be held following the public participation period if the level of public interest warrants it.

### ***Air Pollution Operation Permits***

An air pollution operation permit describes how your business must meet federal and state air quality regulations. A key purpose of the operation permits is to compile all the requirements from multiple construction permits at a facility and to provide conditions on processes not covered by construction permits on how those sources are to be monitored and controlled.

There are three basic types of operation permits: Major Source, Minor Source, and Synthetic Minor Operation Permits that are available to a group of sources that straddle the major and minor source levels. A Synthetic Minor permit may work for those who have the potential to be major, but take restrictions to be minor. The restrictions must be spelled out in an enforceable document to ensure the source does not exceed the major source levels at any time.

### **Who is affected?**

Any company that has processes or activities that generate air pollution is required to obtain an operation permit. The operation permit covers all equipment and activities that result in air emissions. Certain processes, activities or combinations thereof, are exempt from operation permit requirements. **Refer to the fact sheet on Operation Permits for details about exemptions.**

### **What are the fees?**

There is no permit fee for an operation permit. However, facilities required to get an operation permit are also required to submit an annual emissions fee that is based on the facility's actual emissions from the past calendar year.

### **When will I receive my permit?**

The DNR is processing operation source permit applications that have been received as quickly as possible given staffing conditions. Major source and Synthetic Minor permits are processed first and minor sources will follow as soon as possible.



### ***Contacts for More Information or Assistance.***

The Small Business Clean Air Assistance Program helps smaller businesses understand and comply with the Clean Air Act regulations. Contact one of the program's Clean Air Specialists for more assistance: Renée Lesjak Bashel at 608/264-6153 or Tom Coogan at 608/267-9214.



For further information on air pollution permits contact your DNR Regional or Service Center office shown on the **DNR Contact Fact Sheet** or the DNR's Central office at 608/266-6876.